

Volkmer	Williams	Yates
Walsh	Wise	Yatron
Waxman	Wolpe	Zimmer
Wheat	Wyden	
NAYS—102		
Allard	Goss	Pursell
Allen	Gradison	Quillen
Applegate	Hammerschmidt	Ramstad
Archer	Hancock	Regula
Armey	Hansen	Rhodes
Ballenger	Hastert	Rinaldo
Barrett	Hefley	Rogers
Barton	Henry	Rohrabacher
Bentley	Herger	Roth
Bereuter	Hobson	Santorum
Bilirakis	Houghton	Schaefer
Bliley	Hunter	Schiff
Boehner	Hyde	Schluff
Burton	Inhofe	Sensenbrenner
Callahan	Ireland	Shuster
Camp	James	Skeen
Campbell (CA)	Kasich	Smith (OR)
Clinger	Kyl	Smith (TX)
Coble	Lagomarsino	Solomon
Coughlin	Lewis (CA)	Spence
Cox (CA)	Lewis (FL)	Stump
Crane	Lightfoot	Sundquist
Dannemeyer	Lowery (CA)	Taylor (NC)
Dickinson	McCandless	Thomas (WY)
Doolittle	McCollum	Upton
Dornan (CA)	McMillan (NC)	Vander Jagt
Dreier	Michel	Vucanovich
Duncan	Miller (OH)	Walker
Emerson	Molinari	Weber
Gallegly	Murphy	Weldon
Gallo	Nichols	Wolf
Gekas	Nussle	Wylie
Gingrich	Paxon	Young (FL)
Goodling	Porter	Zeliff

NOT VOTING—94

Ackerman	Foglietta	Oxley
Alexander	Ford (MI)	Packard
Anderson	Frost	Pelosi
Andrews (TX)	Gibbons	Perkins
Annunzio	Gillmor	Ray
Anthony	Grandy	Ridge
Atkins	Guarini	Riggs
AuCoin	Hatcher	Ritter
Barnard	Hertel	Roberts
Beilenson	Hopkins	Roe
Berman	Jenkins	Rose
Boucher	Johnson (TX)	Savage
Boxer	Kaptur	Shaw
Broomfield	Kolbe	Slattery
Browder	LaFalce	Slaughter
Bryant	Lent	Solarz
Bunning	Lipinski	Stallings
Chandler	Manton	Stark
Clement	Marlenee	Stearns
Collins (IL)	Martin	Stokes
Combest	Martinez	Tauzin
Condit	Matsui	Thomas (CA)
DeLay	Mavroules	Torres
Dellums	McCrery	Towns
Dixon	McCurdy	Traxler
Donnelly	McDade	Washington
Dwyer	McEwen	Waters
Dymally	McGrath	Whitten
Edwards (OK)	Mrazek	Wilson
Espy	Murtha	Young (AK)
Feighan	Oakar	
Fields	Owens (NY)	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered. That the Clerk request the concurrence of the Senate in said amendment.

¶121.112 S. 1704—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MONTGOMERY, pursuant to clause 5, rule I, announced the further unfinished business to be the motion to suspend the rules and pass the bill of the Senate (S. 1704) to improve the administration and management of public

lands, National Forests, units of the National Park System, and related areas by improving the availability of adequate, appropriate, affordable, and cost effective housing for employees needed to effectively manage the public lands; as amended.

The question being put,
Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas 237
affirmative } Nays 107

¶121.113

[Roll No. 485]

YEAS—237

Abercrombie	Hamilton	Oberstar
Andrews (ME)	Hansen	Obey
Andrews (NJ)	Harris	Oliver
Aspin	Hastert	Ortiz
Bennett	Hayes (IL)	Orton
Bentley	Hayes (LA)	Owens (UT)
Bereuter	Hefner	Pallone
Bevill	Hoagland	Panetta
Blibray	Hobson	Parker
Blackwell	Hochbrueckner	Pastor
Boehlert	Horn	Payne (NJ)
Bonior	Horton	Payne (VA)
Borski	Hoyer	Pease
Boucher	Huckaby	Peterson (FL)
Brewster	Hughes	Peterson (MN)
Brooks	Jacobs	Pickle
Browder	Jefferson	Poshard
Brown	Johnson (SD)	Price
Bruce	Jones	Rahall
Bustamante	Jontz	Rangel
Byron	Kanjorski	Ravenel
Campbell (CO)	Kasich	Reed
Cardin	Kennedy	Regula
Carr	Kennelly	Richardson
Chapman	Kildee	Ridge
Clay	Klecza	Rinaldo
Coleman (MO)	Klug	Roemer
Coleman (TX)	Kolter	Ros-Lehtinen
Collins (MI)	Kopetski	Rostenkowski
Conyers	Kostmayer	Rowland
Cooper	LaFalce	Roybal
Costello	Lagomarsino	Russo
Cox (CA)	Lancaster	Sabo
Cox (IL)	Lantos	Sanders
Coyne	LaRocco	Sangmeister
Cramer	Laughlin	Santorum
Darden	Lehman (CA)	Sarpalius
Davis	Lehman (FL)	Sawyer
de la Garza	Levin (MI)	Saxton
DeFazio	Levine (CA)	Scheuer
DeLauro	Lewis (GA)	Schroeder
Derrick	Lloyd	Schumer
Dingell	Long	Serrano
Dooley	Lowery (CA)	Shays
Doolittle	Lowey (NY)	Sikorski
Dorgan (ND)	Lukens	Sisisky
Dornan (CA)	Machtley	Skaggs
Downey	Manton	Skelton
Dreier	Markey	Slaughter
Durbin	Mazzoli	Smith (FL)
Early	McCloskey	Smith (IA)
Eckart	McDermott	Smith (NJ)
Edwards (CA)	McHugh	Snowe
Edwards (TX)	McMillan (NC)	Spence
Emerson	McMillen (MD)	Spratt
Engel	McNulty	Staggers
English	Mfume	Stokes
Erdeich	Michel	Studds
Evans	Miller (CA)	Swett
Fascell	Miller (WA)	Swift
Fazio	Mineta	Synar
Flake	Mink	Tanner
Ford (MI)	Moakley	Thomas (GA)
Ford (TN)	Molinari	Thornton
Frank (MA)	Mollohan	Trafficant
Gallegly	Montgomery	Unsoeld
Gaydos	Moody	Vander Jagt
Gejdenson	Moorhead	Vento
Gephardt	Moran	Visclosky
Gilchrist	Morella	Walsh
Gilman	Morrison	Waters
Glickman	Myers	Waxman
Gonzalez	Nagle	Wheat
Gordon	Natcher	Williams
Gradison	Neal (MA)	
Green	Neal (NC)	
Gunderson	Nowak	
Hall (OH)	Oakar	

Wise	Wolpe	Yates
Wolf	Wyden	Yatron
NAYS—107		
Allard	Goss	Quillen
Allen	Hall (TX)	Ramstad
Applegate	Hammerschmidt	Rhodes
Archer	Hancock	Rogers
Armey	Hefley	Rohrabacher
Bacchus	Henry	Roth
Baker	Herger	Roukema
Ballenger	Holloway	Schaefer
Barrett	Hubbard	Schiff
Barton	Hutto	Schulze
Bateman	Hyde	Sensenbrenner
Bilirakis	Inhofe	Shuster
Bliley	Ireland	Skeen
Boehner	James	Slattery
Burton	Johnson (CT)	Smith (OR)
Callahan	Kyl	Smith (TX)
Camp	Leach	Solomon
Campbell (CA)	Lewis (CA)	Stenholm
Carper	Lewis (FL)	Stump
Clinger	Lightfoot	Sundquist
Coble	Livingston	Tallon
Coughlin	McCandless	Taylor (MS)
Crane	McCollum	Taylor (NC)
Dannemeyer	Meyers	Thomas (WY)
DeLay	Miller (OH)	Upton
Dickinson	Murphy	Valentine
Duncan	Nichols	Volkmer
Ewing	Nussle	Vucanovich
Fawell	Packard	Walker
Fish	Patterson	Weber
Franks (CT)	Paxon	Weldon
Gallo	Penny	Wylie
Gekas	Petri	Young (FL)
Geren	Pickett	Zeliff
Gingrich	Porter	Zimmer
Goodling	Pursell	

NOT VOTING—88

Ackerman	Fields	Murtha
Alexander	Foglietta	Olin
Anderson	Frost	Owens (NY)
Andrews (TX)	Gibbons	Oxley
Annunzio	Gillmor	Pelosi
Anthony	Grandy	Perkins
Atkins	Guarini	Ray
AuCoin	Hatcher	Riggs
Barnard	Hertel	Ritter
Beilenson	Hopkins	Roberts
Berman	Houghton	Roe
Boxer	Hunter	Rose
Broomfield	Jenkins	Savage
Bryant	Johnson (TX)	Shaw
Bunning	Johnston	Solarz
Chandler	Kaptur	Stallings
Clement	Kolbe	Stark
Collins (IL)	Lent	Stearns
Combest	Lipinski	Tauzin
Condit	Marlenee	Thomas (CA)
Cunningham	Martin	Torres
Dellums	Martinez	Torricelli
Dicks	Matsui	Towns
Dixon	Mavroules	Traxler
Donnelly	McCrery	Washington
Dwyer	McCurdy	Whitten
Dymally	McDade	Wilson
Edwards (OK)	McEwen	Young (AK)
Espy	McGrath	
Feighan	Mrazek	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered. That the Clerk request the concurrence of the Senate in said amendment.

¶121.114 MFN STATUS FOR YUGOSLAVIA

Mr. ROSTENKOWSKI moved to suspend the rules and agree to the following amendments of the Senate to the bill (H.R. 5258) to provide for the withdrawal of most favored nation status from the Federal Republic of Yugoslavia and to provide for the restora-

tion of such status if certain conditions are fulfilled:

Strike out all after the enacting clause and insert:

SECTION 1. WITHDRAWAL OF MOST FAVORED NATION STATUS FROM SERBIA AND MONTENEGRO.

(a) FINDINGS.—The Congress finds that Serbia or Montenegro are not complying with the provisions of the Final Act of the Conference on Security and Cooperation in Europe (also known as the "Helsinki Final Act"), particularly the provisions regarding human rights and humanitarian affairs and are not respecting minority rights in Kosovo and Vojvodina.

(b) WITHDRAWAL OF MFN STATUS.—Except as provided in subsection (c), nondiscriminatory treatment shall not apply with respect to any goods that—

(1) are the product of Serbia or Montenegro; and

(2) are entered into the customs territory of the United States on or after the 15th day after the date of the enactment of this Act.

(c) RESTORATION OF NONDISCRIMINATORY TREATMENT.—Notwithstanding subsection (b), the President may restore nondiscriminatory treatment to goods that are the product of Serbia or Montenegro, as the case may be, 30 days after he certifies to the Congress that Serbia or Montenegro, as the case may be—

(1) has ceased its armed conflict with the other ethnic peoples of the region formerly comprising the Socialist Federal Republic of Yugoslavia;

(2) has agreed to respect the borders of the 6 republics that comprised the Socialist Federal Republic of Yugoslavia under the 1974 Yugoslav Constitution; and

(3) has ceased all support of Serbian forces inside Bosnia-Herzegovina.

Amend the title so as to read: "An Act to provide for the withdrawal of most favored nation status from Serbia and Montenegro and to provide for the restoration of such status if certain conditions are fulfilled."

The SPEAKER pro tempore, Mr. RUSSO, recognized Mr. ROSTENKOWSKI and Mr. ARCHER, each for 20 minutes.

After debate,
The question being put, viva voce,
Will the House suspend the rules and agree to said amendments?

The SPEAKER pro tempore, Mr. RUSSO, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said amendments were agreed to.

A motion to reconsider the vote whereby the rules were suspended and said amendments were agreed to was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶121.115 SUBMISSION OF CONFERENCE REPORT—S. 1671

Mr. MILLER of California submitted a conference report (Rept. No. 102-1037) on the bill of the Senate (S. 1671) to withdraw certain public lands and to otherwise provide for the operation of the Waste Isolation Pilot Plant in Eddy County, New Mexico, and for other purposes; together with a statement thereon, for printing in the Record under the rule.

¶121.116 WASTE MANAGEMENT ON PUBLIC LANDS

Mr. MILLER of California moved to suspend the rules and agree to the following conference report (Rept. No. 102-1037):

The committee of conference on the disagreeing votes of the two Houses on the amendments of the House to the bill (S. 1671) to withdraw certain public lands and to otherwise provide for the operation of the Waste Isolation Pilot Plant in Eddy County, New Mexico, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its disagreement to the amendment of the House to the text of the bill and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the House amendment, insert the following:

**WIPP CONFERENCE REPORT
OCTOBER 6, 1992**

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the "Waste Isolation Pilot Plant Land Withdrawal Act".

(b) TABLE OF CONTENTS.—

- Sec. 1. Short title; table of contents.
- Sec. 2. Definitions.
- Sec. 3. Land withdrawal and reservation for WIPP.
- Sec. 4. Establishment of management responsibilities.
- Sec. 5. Test phase and retrieval plans.
- Sec. 6. Test phase activities.
- Sec. 7. Disposal operations.
- Sec. 8. Environmental Protection Agency disposal regulations.
- Sec. 9. Compliance with environmental laws and regulations.
- Sec. 10. Retrieval.
- Sec. 11. Mine safety.
- Sec. 12. Ban on high-level radioactive waste and spent nuclear fuel.
- Sec. 13. Decommissioning of WIPP.
- Sec. 14. Savings provisions.
- Sec. 15. Economic assistance and miscellaneous payments.
- Sec. 16. Transportation.
- Sec. 17. Access to information.
- Sec. 18. Judicial review of EPA actions.
- Sec. 19. Technology study.
- Sec. 20. Statement for purposes of Public Law 96-164.
- Sec. 21. Consultation and cooperation agreement.
- Sec. 22. Buy American requirements.
- Sec. 23. Authorizations of appropriations.

SEC. 2. DEFINITIONS.

For purposes of this Act:

(1) ADMINISTRATOR.—The term "Administrator" means the Administrator of the Environmental Protection Agency.

(2) AGREEMENT.—The term "Agreement" means the July 1, 1981, Agreement for Consultation and Cooperation, as amended by the November 30, 1984 "First Modification", the August 4, 1987 "Second Modification", and the March 18, 1988 "Third Modification", or as it may be amended after the date of enactment of this Act, between the State and the United States Department of Energy as authorized by section 213(b) of the Department of Energy National Security and Military Applications of Nuclear Energy Authorization Act of 1980 (Pub. L. 96-164; 93 Stat. 1259, 1265).

(3) CONTACT-HANDLED TRANSURANIC WASTE.—The term "contact-handled transuranic waste" means transuranic waste with a surface dose rate not greater than 200 millirem per hour.

(4) DECOMMISSIONING PHASE.—The term "decommissioning phase" means the period

of time beginning with the end of the disposal phase and ending when all shafts at the WIPP repository have been back-filled and sealed.

(5) DISPOSAL.—The term "disposal" means permanent isolation of transuranic waste from the accessible environment with no intent of recovery, whether or not such isolation permits the recovery of such waste.

(6) DISPOSAL PHASE.—The term "disposal phase" means the period of time, during which transuranic waste is disposed of at WIPP, beginning with the initial emplacement of transuranic waste underground for disposal and ending when the last container of transuranic waste, as determined by the Secretary, is emplaced underground for disposal.

(7) DISPOSAL REGULATIONS.—The term "disposal regulations" means the environmental regulations for the disposal of spent nuclear fuel, high-level radioactive waste, and transuranic waste under section 8.

(8) EEG.—The term "EEG" means the Environmental Evaluation Group for the Waste Isolation Pilot Plant referred to in section 1433 of the National Defense Authorization Act, Fiscal Year 1989 (Pub. L. 100-456; 102 Stat. 1918, 2073).

(9) ENGINEERED BARRIERS.—The term "engineered barriers" means backfill, room seals, panel seals, and any other manmade barrier components of the disposal system.

(10) HIGH-LEVEL RADIOACTIVE WASTE.—The term "high-level radioactive waste" has the meaning given such term in section 2(12) of the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10101(12)).

(11) NO-MIGRATION DETERMINATION.—The term "No-Migration Determination" means the Final Conditional No-Migration Determination for the Department of Energy Waste Isolation Pilot Plant published by the Environmental Protection Agency on November 14, 1990 (55 Fed. Reg. 47700), and any amendments thereto, pursuant to the Solid Waste Disposal Act (42 U.S.C. 6901 et seq.).

(12) REMOTE-HANDLED TRANSURANIC WASTE.—The term "remote-handled transuranic waste" means transuranic waste with a surface dose rate of 200 millirem per hour or greater.

(13) RETRIEVAL.—The term "retrieval" means the removal of transuranic waste and the container in which it has been retained and any material contaminated by such waste from the underground repository at WIPP.

(14) SECRETARY.—The term "the Secretary" means the Secretary of Energy.

(15) SPENT NUCLEAR FUEL.—The term "spent nuclear fuel" has the meaning given such term in section 2(23) of the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10101(23)).

(16) STATE.—The term "the State" means the State of New Mexico.

(17) SUPPLEMENTAL STIPULATED AGREEMENT.—The term "Supplemental Stipulated Agreement" means the Supplemental Stipulated Agreement Resolving Certain State Off-Site Concerns Over WIPP, dated December 27, 1982, to the Stipulated Agreement Between DOE and the State in *State of New Mexico ex rel. Bingaman v. DOE*, Case No. CA 81-0363 JB (D. N. Mex.), dated July 1, 1981.

(18) TEST PHASE.—The term "test phase" means the period of time, during which test phase activities are conducted, beginning with the initial receipt of transuranic waste at WIPP and ending when the earliest of the following events occurs:

(A) The requirements described in section 7(b) are met.

(B) The Administrator determines under section 8(d)(1)(B) that the WIPP facility will not comply with the disposal regulations.

(C) The time period described in paragraphs (2) and (3) of section 8(d) expires.